

25 February 2019

Bevan Woodward  
SkyPath Trust  
PO Box 222  
Warkworth

Dear Bevan

**Walking & Cycling Facility across the Auckland Harbour Bridge**

Thank you for your letters dated 5 February 2019 and 22 November 2018. The NZ Transport Agency has considered that correspondence, and I confirm that it does not wish to proceed in accordance with the terms proposed in the 22 November 2018 letter.

As you know, NZTA is preparing a Detailed Business Case for a walking and cycling facility across Auckland Harbour Bridge. This work involves evaluating alternative walking and cycling options, which include the consented SkyPath option. The Business Case process will assess options against a range of criteria including investment objectives and alignment with the Government Policy Statement. The outcome of the Business Case will determine which option is progressed to implementation. The consented SkyPath option may, or may not, ultimately be the recommended option taken forward. Because of this, NZTA is not prepared to commit to paying for intellectual property rights that may attach to any option (including the consented SkyPath) until the Business Case phase is complete and an option is selected to be implemented.

For the consented SkyPath option to be considered in greater detail as part of the Detailed Business Case process alongside alternative options, NZTA would require the Trust's agreement on two items by written reply:

1. Grant NZTA open and unrestricted access to examine SkyPath documentation in which the Trust considers it has intellectual property rights without any advance payment, on the basis that any related fee is to be negotiated subsequently if following the outcomes of the Business Case process the SkyPath option is selected by NZTA to move to implementation; and
2. Allow NZTA or its consultants to directly contract Gurit, and any other organisation involved in developing the SkyPath proposal, without limitation or impediment.

We look forward to hearing from you.

Yours sincerely



**Mark Ratcliffe**  
Interim Chief Executive